

FORM PTO-1390 (Modified)  
(REV 11-98)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

**TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A FILING UNDER 35 U.S.C. 371**

1- PCT-US-00

U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR

09/807254

INTERNATIONAL APPLICATION NO.

PCT/US99/23399

INTERNATIONAL FILING DATE

08 October 1999

PRIORITY DATE CLAIMED

09 October 1998

## TITLE OF INVENTION

**NATURAL AND SAFE ALTERNATIVE TO FUNGICIDES, BACTERIOCIDES, NEMATICIDES AND  
INSECTICIDES FOR PLANT PROTECTION AND AGAINST HOUSEHOLD PESTS**

## APPLICANT(S) FOR DO/EO/US

Sadik Tuzun and Oktay Yegen

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☐ This is an express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
4. ☒ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☒ A copy of the International Application as filed (35 U.S.C. 371 (c) (2))
  - a. ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
  - b. ☐ has been transmitted by the International Bureau.
  - c. ☒ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7. ☒ A copy of the International Search Report (PCT/ISA/210).
8. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3))
  - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
  - b. ☐ have been transmitted by the International Bureau.
  - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - d. ☒ have not been made and will not be made.
9. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
10. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).
11. ☒ A copy of the International Preliminary Examination Report (PCT/IPEA/409).
12. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).

## Items 13 to 20 below concern document(s) or information included:

13. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
14. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
15. ☒ A **FIRST** preliminary amendment.
16. ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
17. ☐ A substitute specification.
18. ☐ A change of power of attorney and/or address letter.
19. ☒ Certificate of Mailing by Express Mail
20. ☒ Other items or information:

Information Disclosure Citation (4 pages)

26 pieces of Prior Art

Postcard

U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR

097807254

INTERNATIONAL APPLICATION NO.  
PCT/US99/23399ATTORNEY'S DOCKET NUMBER  
1193-PCT-US-00

21. The following fees are submitted:

**BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)) :**

- ☐ Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO ..... \$1,000.00
- ☐ International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO ..... \$860.00
- ☐ International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO ..... \$710.00
- ☐ International preliminary examination fee paid to USPTO (37 CFR 1.482) but all claims did not satisfy provisions of PCT Article 33(1)-(4) ..... \$690.00
- ☒ International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(1)-(4) ..... \$100.00

**ENTER APPROPRIATE BASIC FEE AMOUNT =**

\$100.00

Surcharge of \$130.00 for furnishing the oath or declaration later than ☐ 20 ☐ 30 months from the earliest claimed priority date (37 CFR 1.492 (e)).

\$0.00

CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE
Total claims	96 - 20 =	76	x \$18.00
Independent claims	9 - 3 =	6	x \$80.00
Multiple Dependent Claims (check if applicable).			<input type="checkbox"/>

\$1,368.00

\$480.00

\$0.00

**TOTAL OF ABOVE CALCULATIONS =**

\$1,948.00

Reduction of 1/2 for filing by small entity, if applicable. Verified Small Entity Statement must also be filed (Note 37 CFR 1.9, 1.27, 1.28) (check if applicable).

☒

\$974.00

**SUBTOTAL =**

\$974.00

Processing fee of \$130.00 for furnishing the English translation later than ☐ 20 ☐ 30 months from the earliest claimed priority date (37 CFR 1.492 (f)).

+

\$0.00

**TOTAL NATIONAL FEE =**

\$974.00

Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31) (check if applicable).

☐

\$0.00

**TOTAL FEES ENCLOSED =**

\$974.00

Amount to be:

refunded

\$

charged

\$

☒ A check in the amount of \$974.00 to cover the above fees is enclosed.

☐ Please charge my Deposit Account No. \_\_\_\_\_ in the amount of \_\_\_\_\_ to cover the above fees.  
A duplicate copy of this sheet is enclosed.

☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. **13-3405** A duplicate copy of this sheet is enclosed.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

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SIGNATURE

Guy T. Donatiello

NAME

33,167

REGISTRATION NUMBER

April 9, 2001

DATE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit : 36th Floor  
Examiner : 1600 Market Street  
Serial No. : n/a Philadelphia, PA 19103  
Filed : herewith  
Inventors : Sadik Tuzun Docket: 1193-PCT-US-00  
          : Oktay Yegen  
Title : NATURAL AND SAFE  
       : ALTERNATIVE TO FUNGICIDES,  
       : BACTERIOCIDES, NEMATOCIDES  
       : AND INSECTICIDES FOR PLANT  
       : PROTECTION AND AGAINST  
       : HOUSEHOLD PESTS

Dated: April 9, 2001

**Box PCT**  
Assistant Commissioner for Patents  
Washington, DC 20231

**EXPRESS MAIL CERTIFICATION**

**37 C.F.R. §1.10**

Express Mail Label No.: EL 618697950US  
Date of Deposit: April 9, 2001  
Description of Contents: Postcard, Transmittal Letter, Copy of International Search Report, Copy of International Preliminary Examination Report, Information Disclosure Statement, Information Disclosure Citation, Preliminary Amendment, 26 pieces of Prior Art, and \$ 974.00 Check.

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR §1.10 on the date indicated above and is addressed to Box PCT, Assistant Commissioner for Patents, Washington, DC 20231.

Carla A. Talarico

(Typed or printed name of person mailing paper or fee)

*Carla A. Talarico*

(Signature of person mailing paper or fee)